THE HON'BLE MR JUSTICE K.C. BHANU

On Tuesday, the twentieth day of September

Two thousand and five.

W.P. NO.21212 of 2004

Nakka Rattamma.

…….Petitioner.

And

The Superintendent of Police, Guntur,

Guntur District and others.

……Respondents.

O R D E R:

This writ petition is filed, seeking direction to the 1st respondent to get the investigation in Crime No.144/2004 of P.S.Amaravathi by respondent No.2 as required under Rule 7 of Scheduled Castes and Scheduled Tribes (POA) Rules, 1995 (for short 'the Rules') and proceed against respondent No.4 as per law.

A detailed counter affidavit has been filed by the Deputy Superintendent of Police, stating that the case in Crime No.144/2004, Under Sections 509, 506 IPC and Sec.3(1)(x) S.C. S.T (POA) Act, 1989, (for short 'the Act') was registered by the Amaravathi Police on 24.7.2004 against the 4th respondent herein. As per the provisions of the Act, the Deputy Superintendent of Police is the competent authority to enquire into the said case and that the investigation

done by his predecessor in office, reveals that he had examined as many as 21 witnesses. Their investigation disclosed that the writ 4th respondent did not commit any offence. Therefore, the police referred the matter; by filing report before the competent Court as it was a false case.

As seen from the records, a final report was also filed before the Court on 17.12.2004, after duly served notice on the petitioner. Even, the petitioner did not complain the same to the concerned Magistrate when she was brought before the Magistrate on 5.7.2005. Therefore, no further orders are required in this matter, since the police had already completed the investigation.

The Writ petition is dismissed. No order as to costs.

Justice K.C.BHANU.

20th September 2005.

BCS